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OFFICE OF PETITIONS

In re Application of :
Thomas John Gonda, et al. :
Application No. 10/550,533 :
Filed: April 28, 2006 :
Attorney Docket No. 1386/21 :
ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed July 31, 2009, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the Notice of Non-Compliant Amendment (37 CFR 1.121), mailed August 21, 2008, which set a shortened statutory period for reply of one (1) month or thirty (30) days (whichever is later). No extensions of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the application became abandoned on September 22, 2008. The Notice of Abandonment was mailed February 27, 2009.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an election; (2) the petition fee of \$810; and (3) an adequate statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-2991.

The application file is being referred to Technology Center AU 1634 for appropriate action on the concurrently filed election.

Terri Johnson
Petitions Examiner
Office of Petitions